

1 Thomas Friedman, Esq. (Bar #7708)  
2 BROWN, BONN & FRIEDMAN, LLP  
3 5528 S. Fort Apache Rd.  
4 Las Vegas, NV 89135  
5 (702) 942-3900  
6 (702) 942-3901 Fax  
7 [tfriedman@brownbonn.com](mailto:tfriedman@brownbonn.com)  
8 Attorney for Defendants  
9 I-FLOW, LLC

10 P. Mark Crane (*Pro Hac Vice*)  
11 Lee J. Hurwitz (*Pro Hac Vice*)  
12 SEGAL MCCAMBRIDGE SINGER & MAHONEY, LTD.  
13 233 South Wacker Drive  
14 Chicago, Illinois 60606  
15 (312) 645-7800  
16 (312) 645-7811 Fax  
17 [mcrane@smsm.com](mailto:mcrane@smsm.com)  
18 [lhurwitz@smsm.com](mailto:lhurwitz@smsm.com)  
19 Attorney for Defendants  
20 I-FLOW, LLC

21 **UNITED STATES DISTRICT COURT**

22 **DISTRICT OF NEVADA**

23 Ryan Q. Claridge,

24 Plaintiff,

25 vs.

26 I-FLOW CORPORATION, a Delaware  
27 corporation; I-FLOW, LLC, a Delaware limited  
28 liability company; DJO LLC (f.k.a. DJ  
ORTHOPEDICS, LLC), a Delaware limited  
liability company; DJO, INCORPORATED, aka  
DJO, INC., a Delaware corporation; STRYKER  
CORPORATION, a Michigan corporation; and  
STRYKER SALES CORPORATION, a  
Michigan corporation,

Defendants.

Case No.: 2:18-cv-01654-GMN-BNW

**STIPULATED MOTION TO EXTEND  
THE JULY 2, 2020 DISCOVERY  
DEADLINE**

Complaint Filed: August 30, 2018

1 The Parties file this stipulated motion for an Order extending the discovery  
2 closure deadline to July 31, 2020 pursuant to Fed. R. Civ. P. 16(b)(4) and Local Rules  
3 26-3 and IA 6-1.

4 This Court has acknowledged<sup>12</sup>, and Plaintiff has agreed<sup>3</sup>, that a discovery  
5 extension past the current July 2, 2020 deadline may be necessary.

6 The Parties have scheduled 11 depositions through the end of June and three  
7 depositions in July. The Parties will also need to schedule the deposition of Plaintiff's  
8 expert, Peggy Pence, who was granted an extension to disclose her rebuttal report by  
9 June 1, 2020.

10 Further, the Parties also await the Court's ruling on Defendants' pending  
11 Motion to Compel, which will be heard on June 17, 2020. If the Motion is granted,  
12 additional discovery will be necessary.

13 The Parties also await the Judge Navarro's decision on Plaintiff's objection to  
14 the Court's Order compelling Plaintiff to present for neurological and psychological  
15 Rule 35 examinations by separate physicians. Judge Navarro's decision on Plaintiff's  
16 objection remains pending with no certainty as to when the decision will be issued.  
17 The Parties cannot schedule either examination until after Judge Navarro's ruling on  
18 the Court's Order. Meanwhile, Defendants' Rule 35 examiners (Dr. Lewis Etcoff  
19 and Dr. Andrew Woo) will author reports following their examination, and Plaintiff  
20 has reserved the right to take the depositions of Defendants' Rule 35 after their  
21 respective Rule 35 examinations have taken place. Due to the pending appeal, these  
22 depositions cannot be scheduled prior to July 2, 2020.

---

23  
24  
25  
26 <sup>1</sup> The Court: "I am going to continue all discovery but only 45 days. This is understanding that the defense may need more time." April 8, 2020 Hrg. Trans. at p. 26.

27 <sup>2</sup> The Court: "So my suggestion to the defense is going to go ahead and schedule all of these depositions as close to July 2 as possible. If it needs to go to the end of July, that's understandable." May 11, 2020 Hrg. Trans. at p. 11.

28 <sup>3</sup> Plaintiff: "...if we – if we move some depositions into July, I think that's completely acceptable on behalf of the plaintiff." May 11, 2020 Hrg. Trans. at p. 12.

1 The Parties file this stipulation out of an abundance of caution in an effort to  
2 comply with LR 26-3.

3 **IT IS HEREBY STIPULATED AND AGREED THAT:**

4 With the Court's consent, the discovery closure deadline in this action shall be  
5 extended to July 31, 2020.

6 **IT IS SO STIPULATED AND AGREED**

7  
8  
9  
10 [signatures on the next page]

11  
12 **IT IS SO ORDERED**

13 **DATED: June 10, 2020**

14  
15   
16

17 **BRENDA WEKSLER**  
18 **UNITED STATES MAGISTRATE JUDGE**  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

ER INJURY ATTORNEYS

By: /s/ Corey M. Eschweiler

Corey M. Eschweiler, Esq.  
Nevada Bar No. 6635  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
*Co-Counsel for Plaintiff*

SNELL & WILMER, LLP

By: /s/ Vaughn A. Crawford

Vaughn A. Crawford, Esq.  
Nevada Bar No. 7665  
Dawn L. Davis, Esq.  
Nevada Bar No. 13329  
3883 Howard Hughes Pkwy, #1100  
Las Vegas, NV 89169-5958  
*Co-Counsel for Defendants Stryker Corp.  
and Stryker Sales Corp*

BROWN, BONN & FRIEDMAN, LLP

By: /s/ Thomas Friedman

Thomas Friedman, Esq.  
Nevada Bar No. 7708  
5528 S. Fort Apache Rd.  
Las Vegas, NV 89135  
*Attorneys for Defendant I-Flow, LLC*

DEWSNUP KING OLSEN WOREL

HAVAS MORTENSEN

By: /s/ Colin P. King

Colin P. King, Esq.  
*Pro Hac Vice*  
36 South State Street, Suite 2400  
Salt Lake City, UT 84111  
*Co-Counsel for Plaintiff*

MINTZ LEVIN COHN GERRIS

FLOVSKY AND POPEO, P.C.

By: /s/ Christopher P. Norton

Christopher P. Norton, Esq.  
*Pro Hac Vice*  
2029 Century Park East, Suite 3100  
Los Angeles, CA 90067  
*Co-Counsel for Defendants Stryker  
Corp.  
and Stryker Sales Corp*

SEGAL MCCAMBRIDGE SINGER &  
MAHONEY, LTD.

By: /s/ Lee J. Hurwitz

Lee J. Hurwitz, Esq. (*Pro Hac Vice*)  
Mark Crane, Esq. (*Pro Hac Vice*)  
233 S. Wacker Dr., Suite 5500  
Chicago, Illinois 60606

Peter J. Strelitz, Esq. (*Pro Hac Vice*)  
100 Congress Ave., Suite 800  
Austin, Texas 78701  
*Attorneys for Defendant I-Flow, LLC*

**CERTIFICATE OF SERVICE**

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On June 9, 2020, I caused to be served a true and correct copy of the foregoing **STIPULATED MOTION TO EXTEND THE JULY 2, 2020 DISCOVERY DEADLINE DISCLOSURES** by the method indicated below:

☒ **VIA CM/ECF ELECTRONIC FILING NOTIFICATION** where specified on the attached service list.

Corey M. Eschweiler, Esq. (SBN 6635)  
ER INJURY ATTORNEYS  
4795 South Durango Drive  
Las Vegas, Nevada 89147  
Telephone: (702) 877-1500  
Facsimile: (702) 933-7043  
corey@erinjuryattorneys.com  
*Attorneys for Plaintiff*

Colin P. King (UT Bar No. 1815)  
*(Admitted Pro Hac Vice)*  
DEWSNUP KING OLSEN WOREL HAVAS  
MORTENSEN  
36 South State Street, Suite 2400  
Salt Lake City, UT 84111  
Telephone: (801) 533-0400  
cking@dkowlaw.com  
*Attorneys for Plaintiff*

Vaughn A. Crawford, Esq.  
Dawn Davis, Esq.  
SNELL & WILMER  
3883 Howard Hughes Parkway, Suite 1100  
Las Vegas, NV 89169-5958  
Telephone: (702) 784-5200  
Facsimile: (702) 784-5252  
vcrawford@swlaw.com  
ddavis@swlaw.com  
*Attorneys for Defendants Stryker Corporation  
and Stryker Sales Corporation*

Christopher P. Norton, Esq. (Pro Hac Vice)  
MINTZ LEVIN COHN FERRIS GLOVSKY  
and POPEO, P.C.  
2029 Century Park East, Suite 3100  
Los Angeles, CA 90067  
Telephone: (310) 586-3200  
Facsimile: (310) 586-3202  
cpnorton@mintz.com  
*Attorneys for Defendants Stryker Corporation  
and Stryker Sales Corporation*

DATED this 9th day of June, 2020.

/s/ Tara McClelland

Tara McClelland

An Employee of BROWN, BONN & FRIEDMAN, LLP